

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2166 of 1992

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

=====

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

-----  
DASHRATHBHAI JAGMOHANDAS PARIKH, SINCE DECEASED THROUGH HEIR

Versus

STATE OF GUJARAT

-----  
Appearance:

None present for Petitioners

MR SK PATEL, AGP for Respondent No. 1, 2

-----  
CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 03/11/1999

ORAL JUDGEMENT

1. This matter arises from the Urban Land (Ceiling & Regulation) Act, 1976. This matter was admitted on 26.3.1992 and the operation of the impugned order of the State Government was stayed. From the facts of this case, order of this court aforesaid and coupled with the facts that reply to this Special Civil Application has not been filed by the respondents, nor the learned counsel for the respondents made a statement that the

possession of the disputed land has been taken by the respondents, the possession of the land is to be taken with the petitioner and as a result of which this Special Civil Application abates and accordingly the same is dismissed as having become abated under the provisions of the Urban Land (Ceiling & Regulation) Repeal Act, 1999. Rule discharged. Interim relief, if any, granted stands vacated. No order as to costs.

2. Liberty is granted to the respondents for revival of this Special Civil Application in case of any difficulty.

(S.K.Keshote,J.)  
(pathan)